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2 **UNITED STATES DISTRICT COURT W.D. OF WASHINGTON AT TACOMA**

3 **UNITED STATES OF AMERICA,**

4 **Plaintiff,**

5 **v.**

6 **SHANE T. ZITKOVICH,**

7 **Defendant.**

8  
9  
10 **Case No. CR07-5245 JKA**

11 **ORDER RE: ALLEGATIONS OF**  
12 **VIOLATION OF CONDITIONS OF**  
13 **SUPERVISION BY UNITED STATES**  
14 **PROBATION OFFICE**

15 **THIS MATTER comes on for hearing on the Petition of the United States Probation Office alleging**  
16 **that the defendant violated the conditions of supervision as set forth in said Petition.**

17 **The plaintiff appears through Special/Assistant United States Attorney, BARBARA SIEVERS;**

18 ;

19 **The defendant appears personally and represented by counsel, LINDA SULLIVAN;**

20 **The defendant has been advised of (a) the alleged violation(s); (b) the right to a hearing; and (c) the**  
21 **maximum sanctions if found to be in violation of supervision.**

22 **The defendant has:**

23 **( X ) acknowledge his right to a hearing on the merits, voluntarily waived that hearing and**  
24 **acknowledged violating the conditions of supervision as set forth below:**

- 25 **1. Failing to report for drug testing February 20; March 21; April 2, 2008;**
- 26 **2. Using alcohol February 26, 2008;**
- 27 **3. Using alcohol March 12, 2008;**
- 28 **4. Failing to participate in substance abuse treatment March 14, 2008.**

29 **(X) The government has moved to dismiss allegation 5. Alleging use of non-prescription steroids on**  
30 **April 21, 2008.**

31 **( X ) defendant has been advised of allegation 6. Alleging the use of alcohol June 15, 2006 and as**  
32 **requested an evidentiary hearing, which hearing is scheduled as follows:**

33 **DATE: JULY 25, 2008**  
34 **TIME: 1:30 P.M.**

35 **( X ) been found to be in violation of his supervised release (allegations 1 thru 4 set forth above) as set**  
36 **forth below and is hereby detained pending the evidentiary hearing scheduled for July 25, 2008.**

37 **The clerks shall direct copies of this order to counsel for the United States, to counsel for the defendant,**  
38 **the United States Marshal and to the United States Probation Office and/or Pretrial Services Office.**

39 **July 14, 2008.**

40  
41 **/s/ J. Kelley Arnold**  
42 **J. Kelley Arnold, U.S. Magistrate Judge**